

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

|                                |   |                 |
|--------------------------------|---|-----------------|
| THE VERIFIED JOINT APPLICATION | ) |                 |
| OF BOONESBORO WATER            | ) |                 |
| ASSOCIATION, INC. AND          | ) |                 |
| KENTUCKY-AMERICAN WATER        | ) |                 |
| COMPANY FOR APPROVAL OF THE    | ) | CASE NO. 97-320 |
| TRANSFER OF THE OWNERSHIP OF   | ) |                 |
| THE ASSETS OF BOONESBORO       | ) |                 |
| WATER ASSOCIATION, INC. TO     | ) |                 |
| KENTUCKY- AMERICAN WATER       | ) |                 |
| COMPANY                        | ) |                 |

O R D E R

The Commission, having considered the 60-day time limit set forth in KRS 278.020(5), on its own motion HEREBY ORDERS that:

1. The motion of Winchester Municipal Utilities Commission and the City of Winchester, Kentucky (collectively referred to as "Winchester") for full intervention is granted.
2. Winchester shall be entitled to the full rights of a party and shall be served with the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order.
3. The procedural schedule listed in Appendix A, which is attached hereto and incorporated herein, shall be followed.
4. All requests for information and responses thereto shall be appropriately indexed. All responses shall include the name of the witness who will be responsible for

responding to the questions related to the information provided, with copies to all parties of record and 10 copies to the Commission.

5. Boonesboro Water Association, Inc. ("Boonesboro") and Kentucky-American Water Company ("Kentucky-American") shall give notice of the hearing in accordance with the provisions set out in 807 KAR 5:011, Section 8(5). At the time publication is requested, the Applicant shall forward a duplicate of the notice and request to the Commission.

6. Motions for extensions of time with respect to the schedule herein shall be made in writing and will be granted only upon a showing of compelling reasons.

7. Should Winchester file documents of any kind with the Commission in the course of these proceedings, it shall also serve a copy of said documents on all other parties of record.

8. Nothing contained herein shall prevent the Commission from entering further Orders in this matter.

Done at Frankfort, Kentucky, this 4th day of August, 1997.

PUBLIC SERVICE COMMISSION



For the Commission

ATTEST:

  
Executive Director

APPENDIX A

APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE  
COMMISSION IN CASE NO. 97-320 DATED AUGUST 4, 1997

Initial requests for information to Boonesboro and  
Kentucky-American shall be filed no later than ..... 8/15/97

Boonesboro and Kentucky-American shall file responses to  
the requests for information no later than ..... 8/22/97

All supplemental requests for information (to  
include only those matters within the scope of  
the initial requests) to Boonesboro and Kentucky-American  
shall be filed no later than ..... 8/28/97

Boonesboro and Kentucky-American shall file responses to  
supplemental requests for information no later than ..... 9/3/97

Last day for Boonesboro and Kentucky-American to  
publish notice of hearing date ..... 9/4/97

Intervenors' testimony, if any, shall be filed in  
verified prepared form no later than ..... 9/8/97

Public Hearing is to begin at 9:00 a.m., Eastern  
Daylight Time, in Hearing Room 1 of the Commission's  
offices at 730 Schenkel Lane, Frankfort, Kentucky,  
for the purpose of cross-examination of witnesses  
of Boonesboro, Kentucky-American, and Intervenors ..... 9/11/97

Briefs, if any, shall be filed no later than ..... 9/25/97

COMMONWEALTH OF KENTUCKY  
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|                                   |   |                 |
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| THE VERIFIED JOINT APPLICATION OF | ) |                 |
| BOONESBORO WATER ASSOCIATION,     | ) |                 |
| INC. AND KENTUCKY-AMERICAN WATER  | ) |                 |
| COMPANY FOR APPROVAL OF THE       | ) | CASE NO. 97-320 |
| TRANSFER OF THE OWNERSHIP OF      | ) |                 |
| THE ASSETS OF BOONESBORO WATER    | ) |                 |
| ASSOCIATION, INC. TO KENTUCKY-    | ) |                 |
| AMERICAN WATER COMPANY            | ) |                 |

O R D E R

On July 18, 1997, Boonesboro Water Association and Kentucky-American Water Company ("Applicants") applied to the Commission for authority to transfer the ownership of the assets of Boonesboro to Kentucky-American. In the filing, Applicants requested permission to deviate from the requirements of 807 KAR 5:011, Section 11, which requires the submission of an adoption notice. Kentucky-American seeks to apply its existing rates to Boonesboro's water customers if the transfer is approved. Kentucky-American intends to adopt Boonesboro's sewer rates as its own following the transfer.

Having reviewed the filing and being otherwise sufficiently advised, the Commission finds that the information filed therein is sufficient to enable the Commission to review adequately Applicants' filing. Therefore, the request for permission to deviate from the above-cited regulation regarding the rates for water service should be granted.

IT IS THEREFORE ORDERED that Applicants' request for permission to deviate from the requirements of 807 KAR 5:011, Section 11, is hereby granted.

Done at Frankfort, Kentucky, this 4th day of August, 1997.

PUBLIC SERVICE COMMISSION

Lyda K. Breathitt  
Chairman

E. H. H. H.  
Vice Chairman

B. J. Helton  
Commissioner

ATTEST:

Don Mills  
Executive Director